

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

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In the Matter of )  
)  
)

**AFFINITY TELECOM, INC. d/b/a C-COM** )  
)

Application for Global Authority Pursuant to )  
Section 214 of the Communications Act )  
of 1934, as amended, to Operate as an )  
International Facilities-Based and Resale Carrier )  
Between the United States and Various )  
International Points )  
\_\_\_\_\_ )

File No. ITC-214-2002-\_\_\_\_\_

**APPLICATION**

Affinity Telecom, Inc. d/b/a C-COM (“Affinity” or “Applicant”), by its undersigned counsel, hereby requests global facilities-based authority and global resale authority pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214 (the “Act”), and Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18, to provide international telecommunications services between the United States and international points.

**I. THE APPLICANT**

Applicant is a privately held corporation organized under the laws of the State of Colorado. Applicant has no affiliation with, and itself is not, a foreign carrier in any country where it intends to provide service. Therefore, Applicant qualifies for a presumption of non-dominance under Section 63.10(a)(1) of the Commission’s Rules, 47 C.F.R. § 63.10(a)(1), and its application is eligible for streamlined processing pursuant to Section 63.12 of the Commission’s Rules, 47 C.F.R. § 63.12.

## **II. PUBLIC INTEREST CONSIDERATIONS**

Applicant believes that the added competition its entry will bring to the market will benefit consumers of United States-overseas services. These benefits include competitive pricing and increased availability of a variety of service options. Therefore, grant of this Application will further the public interest.

## **III. INFORMATION REQUIRED BY SECTION 63.18**

Applicant submits the following information, as required by Section 63.18 of the Commission's Rules, in support of this Application:

- (a) Name, address and telephone number of Applicant:

Affinity Telecom, Inc.  
4745 Walnut Street, Suite 300  
Boulder, CO 80301  
Telephone: (303) 438-1417  
Facsimile: (303) 438-1461

Applicant conducts business under the name "C-COM."

- (b) Applicant is organized under the laws of the State of Colorado.
- (c) Correspondence concerning this Application should be sent to:

Grace R. Chiu  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, N.W., Suite 300  
Washington, D.C. 20007  
Telephone: (202) 424-7500  
Facsimile: (202) 424-7645  
Email: [GRChiu@swidlaw.com](mailto:GRChiu@swidlaw.com)

- (d) Applicant has not previously received authority under Section 214 of Act.
- (e)(1) Applicant requests Section 214 authority to operate as a facilities-based carrier pursuant to Section 63.18(e)(1) of the Commission's Rules. Applicant requests such authorization for all international routes authorized by the Commission. Applicant certifies that it will comply with the terms and conditions contained in Sections 63.21 and 63.22 of the Commission's Rules.

- (e)(2) Applicant also requests Section 214 authority to operate as a resale carrier of the international services of authorized U.S. common carriers pursuant to Section 63.18(e)(2) of the Commission's Rules. Applicant requests such authorization for all international routes authorized by the Commission. Applicant certifies that it will comply with the terms and conditions contained in Section 63.21 and 63.23 of the Commission's Rules.
- (f) Applicant seeks authority to provide only the services referenced under paragraphs (e)(1) and (e)(2) of Section 63.18 of the Commission's Rules.
- (g) Not applicable. Applicant is not seeking facilities-based authority pursuant to Section 63.18(e)(4) of the Commission's Rules.

The following persons and/or entities directly or indirectly own at least ten (10) per cent of the equity of Applicant:

Name:	Russell A. Stone
Address:	2724 W. 119 <sup>th</sup> Avenue Westminster, CO 80234
Percentage Held:	100
Citizenship:	U.S.
Principal Business:	Telecommunications

Applicant does not have any interlocking directorates with a foreign carrier.

- (i) Applicant certifies that it is not a foreign carrier and has no affiliation with any foreign carrier, as that term is defined in Section 63.09 of the Commission's rules, 47 C.F.R. § 63.09.
- (j) Applicant certifies that it does not seek to provide international telecommunications services to any destination country to which paragraphs (j)(1)-(4) of Section 63.18 of the Commission's Rules apply.
- (k) Not applicable. Applicant does not seek to provide international telecommunications services to any destination country to which paragraphs (j)(1)-(4) of Section 63.18 of the Commission's Rules apply.
- (l) Not applicable. Applicant is neither a foreign carrier nor affiliated with a foreign carrier.
- (m) Not applicable. Applicant is neither a foreign carrier nor affiliated with a foreign carrier.

- (n) Applicant certifies that it has not agreed to accept special concessions either directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.
- (o) Applicant certifies pursuant to Sections 1.2001 through 1.2003 of the Commission's Rules (implementing the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 3301) that no party to its application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (p) This application qualifies for streamlined processing pursuant to Section 63.12 of the Commission's Rules, 47 C.F.R. § 63.12, because Sections 63.12(c)(1)-(4) do not apply to Applicant.

#### IV. CONCLUSION

For the reasons stated above, Affinity Telecom, Inc. respectfully submits that the public interest, convenience, and necessity would be furthered by grant of this Section 214 Application.

Respectfully submitted,



Grace R. Chiu  
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP  
3000 K Street, N.W., Suite 300  
Washington, DC 20007  
Tel: (202) 424-7500  
Fax: (202) 424-7645

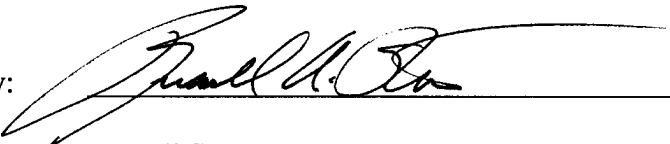
Counsel for Affinity Telecom, Inc.

Dated: April 16, 2002

**CERTIFICATION OF APPLICANT**

On behalf of Affinity Telecom, Inc., I hereby certify that the statements in the foregoing Application for Global Authority Pursuant to Section 214 of the Communications Act of 1934 are true, complete, and correct to the best of my knowledge and are made in good faith.

**AFFINITY TELECOM, INC.**

By:   
Name: Russell Stone  
Title: *PRESIDENT*  
Date: *4/12/02*